

**SENATE JOURNAL
63RD LEGISLATURE
SEVENTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
April 10, 2013

Senate Chambers
State Capitol

Senate convened at 1:01 p.m. President Essmann presiding. Invocation by Father Jerry Lowney. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Buttrey, Chair):

4/10/2013

Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the sixty-first through sixty-fifth legislative days, find the same to be correct.

Correctly printed: **SJR 23, SR 34, SR 63, SR 64, SR 65, SR 66, HB 54, HB 118, HB 133, HB 145, HB 545, HB 605, HJR 16.**

Correctly engrossed: **HB 4, HB 10, HB 11, HB 363, HB 391, HB 392, HB 444, HB 533, HB 564, HB 580, HB 582, HJR 17.**

Examined by the sponsor and found to be correct: **SB 106, SB 147, SB 161, SB 182, SB 199, SB 207, SB 209, SB 245, SB 251, SB 271, SB 278, SB 290, SB 292, SB 306, SB 340, SB 344, SB 345, SB 351, SB 361, SB 364, SB 366, SJR 11, SJR 13, SR 22.**

Transmitted to the House: **SJR 22, SJR 24, HB 9, HB 78, HB 95, HB 97, HB 122, HB 147, HB 259, HB 336, HB 344, HB 403, HB 448, HB 461, HB 522, HB 524, HB 546, HB 552, HJR 14.**

Signed by the Secretary of the Senate at 9:00 a.m., April 10, 2013: **SB 43, SB 88, SB 149, SB 258.**

Signed by the President at 8:43 a.m., April 10, 2013: **SB 43, SB 88, SB 149, SB 258.**

COMMUNICATIONS AND PETITIONS

April 10, 2013

Members of the Senate:

It has come to my attention as President of the Senate that the decorum of this body has deteriorated. During the floor session of April 5th, 2013, members of the minority party began pounding on their desks, in order to direct the President's attention to a speaker. This unfortunately has become a practice that is occurring with increasing frequency. Some members of the minority party also encouraged the gallery disruption. The resulting disturbance on the floor and in the gallery was unbecoming of the dignity of the Senate. I spoke to Senator Sesso at length about this and we agreed to the following:

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- I. The minority acknowledges its role in the disruption of the decorum of the Senate on April 5th, and I have been assured by Senator Sesso that this will not happen again.
- II. It is hereby agreed between the President of the Senate and the Minority Leader that the practice of pounding on the desk to gain recognition is prohibited.
- III. The proper procedure for gaining the recognition of the presiding officer is to stand, with microphone in hand; the clerk shall activate the microphone; the member shall speak up audibly (with or without amplification).
- IV. The member shall remain standing until recognition is gained from the presiding officer.
- V. Furthermore, Chairs on second reading are instructed to gavel down the disruptive conversation of members who are talking in the chamber, which continues to make it difficult for all to hear the Senator who is speaking. If a member on the floor is having difficulty hearing the debate or motion on the floor due to side conversation or other noise, the proper procedure is to audibly call on the chair to restore order.

Signed:
Jeff Essmann, President of the Senate

Signed:
Jon Sesso, Senate Minority Leader

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Sonju, Chair): 4/10/2013
HB 363, be amended as follows:

1. Title, page 1, lines 5 through 9.

Strike: "PROVIDING" on line 5 through "APPROPRIATION;" on line 9

2. Title, page 1, lines 10 through 12.

Strike: "EXEMPTING" on line 10 through "AUTHORITY;" on line 12

3. Title, page 1, lines 12 through 15.

Strike: ", 2-18-103," on line 12 through "37-51-208," on line 13

Insert: "AND"

Strike: "37-51-302," on line 13 through "37-53-302," on line 14

4. Page 1, line 30.

Strike: "the"

Insert: "administrative"

Following: "purposes"

Insert: "only as prescribed in 2-15-121, except that the provisions of 2-15-121(2)(d) and (3)(a) do not apply and the board"

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5. Page 2, lines 1 through 5.

Strike: "of planning" on line 1 through "and" on line 5

6. Page 2, line 8 through page 14, line 14.

Strike: sections 2 through 14 in their entirety

Renumber: subsequent sections

7. Page 14, line 17.

Following: "**duties**"

Insert: "-- one-time fee"

8. Page 14, line 19.

Following: "hire"

Insert: "or contract for"

Following: "counsel"

Insert: "in consultation with the department"

9. Page 14, line 21.

Following: "hire"

Insert: "or contract with"

10. Page 14, lines 23 through 26.

Following: "employees"

Insert: ". The board may, at its discretion, hire a consultant and establish a one-time fee to pay for that consultant. The consultant shall work with the department to determine how the board's paid staff interacts with department staff."

Strike: "for the purposes" on line 23 through "and 71." on line 26

11. Page 14, line 28 through page 21, line 28.

Strike: sections 16 through 28 in their entirety

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

HB 582, be amended as follows:

1. Title, page 1, line 5 through line 9.

Following: "BOARD" on line 5

Insert: "MAY HIRE ITS OWN STAFF;"

Strike: "IS ALLOCATED" on line 5 through "AUTHORITY;" on line 9

2. Title, page 1, lines 10 through 11.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "2-18-103" on line 10 through "37-50-315," on line 11

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3. Page 2, line 3 through line 8.

Strike: "the purposes" on line 3 through "2-15-121(1)(a), and" on line 8

Insert: "administrative purposes only as prescribed in 2-15-121, except that the provisions of 2-15-121(2)(d) and (3)(a) do not apply and the board"

Following: "staff"

Insert: "following consultation with the department"

4. Page 2, line 10 through page 8, line 9.

Strike: sections 2 through 10 in their entirety

Renumber: subsequent sections

5. Page 8, line 11.

Following: "duties"

Insert: "-- one-time fee"

6. Page 8, line 13.

Following: "hire"

Insert: "or contract with"

7. Page 8, line 15.

Following: "director"

Insert: ", in consultation with the department, to contract with or"

8. Page 8.

Following: line 16

Insert: "(2) The board may, at its discretion, hire a consultant and establish a one-time fee to pay for that consultant. The consultant shall work with the department to determine how the board's paid staff interacts with department staff."

Renumber: subsequent subsection

9. Page 8, lines 17 through 21.

Strike: "For the purposes of benefits, employees"

Insert: "Employees"

Strike: "The board" on line 17 through "employees." on line 21

10. Page 8, line 23.

Strike: "[Sections 10 and 11] are"

Insert: "[Section 2] is"

11. Page 8, line 25.

Strike: "[sections 10 and 11]"

Insert: "[section 2]"

And, as amended, be concurred in. Report adopted.

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ENERGY AND TELECOMMUNICATIONS (Olson, Chair): 4/9/2013
HB 575, be concurred in. Report adopted.

FINANCE AND CLAIMS (Ripley, Chair): 4/10/2013
HB 4, be amended as follows:

1. Page 2, line 16.

Following: line 15

Insert: "Victim compensation formula grant FY 2013 \$73,238 Federal"

2. Page 2, line 19.

Following: line 18

Insert: "All remaining federal fiscal year 2013 budget amendment authority for the victim compensation formula grant is authorized to continue into federal fiscal year 2015."

3. Page 3, line 4.

Following: line 3

Insert: "Federal forfeiture FY 2013 \$100,313 Federal"

4. Page 3, line 11.

Following: line 10

Insert: "Organized crime drug enforcement task forces road warriors FY 2013 \$4,500
Federal

State and local overtime initial allocation FY 2013 \$15,000
Federal

Big Sky safe streets task force FY 2013 \$17,203 Federal"

5. Page 4, line 12.

Following: line 11

Insert: "State historic preservation office file search fees FY 2013 \$17,500 Proprietary"

6. Page 7, line 9.

Strike: "\$141,198"

Insert: "\$246,681"

7. Page 11, line 23.

Following: line 22

Insert: "Developing current labor exchange system by enhancing matching and integrating labor exchange with educational information FY 2013 \$338,726 Federal"

8. Page 11, line 23.

Strike: "grant"

Insert: "and fiscal year 2012 reemployment eligibility assessment"

9. Page 11, line 27.

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Following: line 26

Insert: "All remaining fiscal year 2013 federal budget amendment authority for developing current labor exchange system by enhancing matching and integrating labor exchange with educational information is authorized to continue into federal fiscal year 2015."

10. Page 11, line 28.

Following: line 27

Fiscal year 2012 reemployment eligibility assessment	FY 2013	\$1,000	Federal
Fiscal year 2013 unemployment insurance state administration			
FY 2013	\$371,543		Federal
Fiscal year 2013 emergency unemployment compensation	FY 2013		
\$236,297			Federal"

11. Page 11, line 30.

Following: "program"

Insert: ", fiscal year 2012 reemployment eligibility assessment,"

12. Page 12, line 5.

Following: line 4

Insert: "All remaining fiscal year 2013 federal budget amendment authority for the fiscal year 2013 emergency unemployment compensation is authorized to continue into federal fiscal year 2015."

13. Page 12, line 6.

Following: line 5

Insert: "Starbase Program
 Starbase partial funding FY 2013 \$150,000 Federal"

14. Page 12, line 7.

Following: line 6

Insert: "Fiscal year 2012 hazard mitigation grants program
 FY 2013 \$604,330 Federal"

15. Page 13, line 9.

Following: line 8

Insert: "State health insurance assistance program FY 2013 \$324,000 Federal
All remaining fiscal year 2013 federal budget amendment authority for the state health insurance assistance program is authorized to continue into state fiscal year 2014."

16. Page 13, line 13.

Following: line 12

Insert: "Addictive and Mental Disorders Division
 Flex rural veterans health access program FY 2013
 \$327,700 Federal"

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And, as amended, be concurred in. Report adopted.

HB 10, be amended as follows:

1. Page 2.

Following: line 16

Insert: "Electronic Records Management/Electronic Content Management Matching Grants
1,000,000 (LRITP) 1,000,000 (Total)"

2. Page 3, line 1.

Strike: "\$10,451,785"

Insert: "\$
11,451,785"

And, as amended, be concurred in. Report adopted.

HB 11, be amended as follows:

1. Page 8, line 4.

Strike: "\$14,100,000"

Insert: "\$13,300,000"

And, as amended, be concurred in. Report adopted.

HB 86, be concurred in. Report adopted.

FISH AND GAME (Brenden, Chair):

4/9/2013

HB 401, be concurred in. Report adopted.

HB 444, be amended as follows:

1. Title, page 1, line 10.

Following: "EFFECTIVE DATE"

Insert: ", "

Strike: "AND"

Following: "APPLICABILITY DATE"

Insert: ", AND A TERMINATION DATE"

2. Page 2, line 16.

Following: line 15

Insert: "(4) If the parcel not previously deemed legally accessible is leased state land under Title 77, chapter 1, only the lessee with a qualified access to that state land under [section 1] is eligible for the unlocking state lands program."

Renumber: subsequent subsections

3. Page 2, line 24.

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Strike: "(8)"

Insert: "(9)"

4. Page 2, line 25.

Strike: "(4)(B)"

Insert: "(5)(b)"

5. Page 3, line 5.

Strike: "(4)"

Insert: "(5)"

6. Page 3, line 23.

Insert: "NEW SECTION. **Section 6. Termination.** [This act] terminates December 31, 2018."

And, as amended, be concurred in. Report adopted.

HB 580, be amended as follows:

1. Title, page 1, line 6.

Following: "AN"

Insert: "IMMEDIATE"

2. Page 2, line 17.

Following: "appropriated"

Insert: "a total of"

3. Page 2, line 18.

Strike: "biennium"

Insert: "bienniums"

Following: "beginning"

Insert: "July 1, 2011, and"

4. Page 2, line 26.

Strike: "July 1, 2013"

Insert: "on passage and approval"

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

Governor's amendments to House bill concurred in and transmitted for consideration of
Governor's amendments: 4/9/2013

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HB 131, introduced by Gursky

HB 184 - The House failed to concur in Senate amendments to **HB 184**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 184**:

4/9/2013

Representative Fiscus, Vice Chair
Representative Curtis
Representative Kary

HB 395 - The House failed to concur in Senate amendments to **HB 395**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 395**:

4/9/2013

Representative Wagoner, Vice Chair
Representative Randall
Representative Williams

MOTIONS

Senator Tutvedt moved **HB 213** be moved from the Taxation committee to the Education and Cultural Resources committee. Without objection, so ordered.

Senator Wittich moved **HB 634** be moved from the Local Government committee to the Rules committee. Without objection, so ordered.

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolutions were introduced, read first time, and referred to committees:

SR 67, introduced by Murphy, Blewett (by request of the Senate Judiciary Standing Committee), referred to Judiciary.

SR 68, introduced by Brenden (by request of the Senate Fish and Game Standing Committee), referred to Fish and Game.

SR 69, introduced by Brenden (by request of the Senate Fish and Game Standing Committee), referred to Fish and Game.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Senator Wittich moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Debby Barrett in the

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chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 313 - Senator T. Brown moved **HB 313** be concurred in. Motion carried as follows:

Yeas: Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Olson, Peterson, Phillips, Ripley, Sesso, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Mr. President.

Total 32

Nays: Arntzen, Arthun, Boulanger, D. Brown, Fielder, Murphy, Priest, Rosendale, Sales, Sonju, Stewart-Peregoy, Taylor, Thomas, Vincent, Walker, Webb, Windy Boy, Wittich.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 478 - Senator Arntzen moved **HB 478** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 49

Nays: Blewett.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 533 - Senator Keane moved **HB 533** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Dick, Blewett, Brenden, Caferro, Driscoll, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Murphy, Peterson, Phillips, Priest, Sesso,

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Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried.
Total 27

Nays: Arthun, Barrett Debby, Boulanger, D. Brown, T. Brown, Buttrey, Facey, Fielder, Jackson, Malek, Moore, Olson, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Walker, Webb, Windy Boy, Wittich, Mr. President.
Total 23

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 46 - Senator Jent moved **HB 46** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Murphy, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 46

Nays: Barrett Debby, Lewis, Moore, Olson.
Total 4

Absent or not voting: None.
Total 0

Excused: None.
Total 0

HB 64 - Senator Blewett moved **HB 64** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, D. Brown, T. Brown, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Peterson, Phillips, Priest, Sales, Sesso, Sonju, Stewart-Peregoy, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 36

Nays: Boulanger, Brenden, Buttrey, Jackson, Lewis, Moore, Murphy, Olson, Ripley, Rosendale, Taylor, Thomas, Webb, Wittich.
Total 14

Absent or not voting: None.

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Total 0

Excused: None.

Total 0

SB 112 - House Amendments - Senator Blewett moved House amendments to **SB 112** be concurred in. Motion carried as follows:

Yeas: Arntzen, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Wanzenried, Windy Boy, Wittich, Mr. President.

Total 43

Nays: Arthun, Brenden, D. Brown, Lewis, Rosendale, Walker, Webb.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 127 - House Amendments - Senator Buttrey moved House amendments to **SB 127** be concurred in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 50

Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SB 144 - House Amendments - Senator Sesso moved House amendments to **SB 144** be

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concurring in. Motion carried as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, Boulanger, Brenden, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Thomas, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Windy Boy, Mr. President.
Total 38

Nays: Arntzen, Barrett Debby, D. Brown, Jackson, Moore, Murphy, Olson, Sales, Taylor, Tropila, Webb, Wittich.
Total 12

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 242 - House Amendments - Senator Sesso moved House amendments to **SB 242** be concurring in. Motion carried as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 50

Nays: None.
Total 0

Absent or not voting: None.
Total 0

Excused: None.
Total 0

SB 269 - House Amendments - Senator Walker moved House amendments to **SB 269** be concurring in. Motion carried as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.
Total 28

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Nays: Augare, Barrett Dick, Blewett, D. Brown, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 22

Absent or not voting: None.

Total 0

Excused: None.

Total 0

Senator Wittich moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Essmann presiding. Chair Debby Barrett moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 49

Nays: Wanzenried.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 118 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.

Total 50

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Nays: None.

Total 0

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 133 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Sesso, Stewart-Peregoy, Thomas, Tropila, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Windy Boy.
Total 37

Nays: Boulanger, Fielder, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Vincent, Walker, Webb, Wittich, Mr. President.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 545 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Wanzenried, Webb, Windy Boy, Wittich, Mr. President.
Total 49

Nays: Ripley.

Total 1

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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HB 392 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Barrett Dick, Boulanger, Brenden, T. Brown, Buttrey, Facey, Fielder, Hamlett, Jackson, Jergeson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Vuckovich, Walker, Webb.

Total 32

Nays: Augare, Blewett, D. Brown, Caferro, Driscoll, Jent, Kaufmann, Keane, Larsen, Malek, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Wanzenried, Windy Boy, Wittich, Mr. President.

Total 18

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 564 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.

Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HJR 16 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Moore, Murphy, Peterson, Phillips, Priest, Sesso, Stewart-Peregoy, Thomas, Tutvedt, Van Dyk, Vuckovich, Walker, Wanzenried, Windy Boy.

Total 37

Nays: Barrett Debby, Boulanger, Olson, Ripley, Rosendale, Sales, Sonju, Taylor, Tropila,

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Vincent, Webb, Wittich, Mr. President.

Total 13

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 145 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Wittich, Mr. President.

Total 29

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson, Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk, Vuckovich, Wanzenried, Windy Boy.

Total 21

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 54 concurred in as follows:

Yeas: Arthun, Augare, Barrett Dick, Blewett, Brenden, D. Brown, T. Brown, Buttrey, Caferro, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Keane, Larsen, Lewis, Malek, Murphy, Olson, Peterson, Phillips, Ripley, Rosendale, Sesso, Stewart-Peregoy, Taylor, Thomas, Tutvedt, Van Dyk, Vuckovich, Wanzenried, Wittich.

Total 36

Nays: Arntzen, Barrett Debby, Boulanger, Fielder, Moore, Priest, Sales, Sonju, Tropila, Vincent, Walker, Webb, Windy Boy, Mr. President.

Total 14

Absent or not voting: None.

Total 0

Excused: None.

Total 0

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HJR 17 concurred in as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Blewett, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Fielder, Hamlett, Jackson, Jent, Jergeson, Jones, Kaufmann, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sales, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Mr. President.

Total 46

Nays: Caferro, Keane, Wanzenried, Wittich.

Total 4

Absent or not voting: None.

Total 0

Excused: None.

Total 0

SJR 23 passed as follows:

Yeas: Arntzen, Arthun, Augare, Barrett Debby, Barrett Dick, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Driscoll, Facey, Hamlett, Jackson, Jent, Jergeson, Jones, Keane, Larsen, Lewis, Malek, Moore, Murphy, Olson, Peterson, Phillips, Priest, Ripley, Rosendale, Sesso, Sonju, Stewart-Peregoy, Taylor, Thomas, Tropila, Tutvedt, Van Dyk, Vincent, Vuckovich, Walker, Webb, Windy Boy, Mr. President.

Total 43

Nays: Blewett, Caferro, Fielder, Kaufmann, Sales, Wanzenried, Wittich.

Total 7

Absent or not voting: None.

Total 0

Excused: None.

Total 0

HB 391 concurred in as follows:

Yeas: Arntzen, Arthun, Barrett Debby, Boulanger, Brenden, D. Brown, T. Brown, Buttrey, Fielder, Jackson, Jones, Lewis, Moore, Murphy, Olson, Peterson, Priest, Ripley, Rosendale, Sales, Sonju, Taylor, Thomas, Tutvedt, Vincent, Walker, Webb, Windy Boy, Wittich, Mr. President.

Total 30

Nays: Augare, Barrett Dick, Blewett, Caferro, Driscoll, Facey, Hamlett, Jent, Jergeson,

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Kaufmann, Keane, Larsen, Malek, Phillips, Sesso, Stewart-Peregoy, Tropila, Van Dyk,
Vuckovich, Wanzenried.
Total 20

Absent or not voting: None.
Total 0

Excused: None.
Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Wittich moved that the Senate adjourn until 1:00 p.m., Thursday, April 11, 2013, the seventy-sixth legislative day. Motion carried.

Senate adjourned at 2:27 p.m.

MARILYN MILLER
Secretary of the Senate

JEFF ESSMANN
President of the Senate